

Attorney's Docket No.: 06618-408002 / CIT 2942-D

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: S. Prakash et al. Art Unit : 1745  
Serial No.: 09/912,804 Examiner : Julian Mercado  
Filed: July 24, 2001  
Title : MEMBRANE ELECTRODE ASSEMBLY FOR A FUEL CELL

Commissioner for Patents  
Mail Stop Amendment  
P.O. Box 1450  
Alexandria, VA 22313-1450

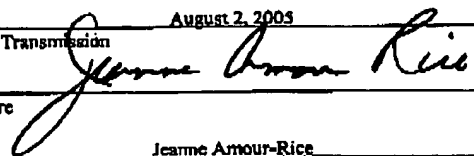
TERMINAL DISCLAIMER UNDER 37 C.F.R. §§3.73(b) AND 1.321(b)

Pursuant to 37 C.F.R. § 3.73(b), CALIFORNIA INSTITUTE OF TECHNOLOGY and the UNIVERSITY OF SOUTHERN CALIFORNIA, certify that they are the assignee of the entire right, title, and interest in the above-referenced application by virtue of an assignment from the inventors of the patent parent application referenced above. The assignment was recorded in the Patent and Trademark Office at Reel 012642, Frame 0889 on April 30, 2002. UNIVERSITY OF SOUTHERN CALIFORNIA certifies that it is the assignee of U.S. Patent No. 6,444,343.

The undersigned has reviewed all the documents in the chain of title of the above-referenced application and to the best of

## CERTIFICATE OF TRANSMISSION BY FACSIMILE

I hereby certify that this correspondence is being transmitted by facsimile to the Patent and Trademark Office on the date indicated below.

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undersigned's knowledge and belief, title is in CALIFORNIA  
INSTITUTE OF TECHNOLOGY and the UNIVERSITY OF SOUTHERN  
CALIFORNIA.

The undersigned is empowered to act on behalf of the  
assignees.

Pursuant to 37 C.F.R. § 1.321(b), and to obviate a double  
patenting rejection, the assignee referenced above hereby waives  
and disclaims the terminal portion of the term of the entire  
patent to be granted upon the above-referenced application  
subsequent to the expiration date of, provided that any patent  
granted on the above-referenced application shall be enforceable  
only for and during such period that it is commonly owned with  
U.S. Patent No. 6,444,343.

The assignee referenced above does not disclaim any  
terminal part of any patent granted on the above-referenced  
application prior to the expiration date of the full statutory  
term of U.S. Patent No. 6,444,343 in the event that it later:  
expires for failure to pay a maintenance fee, is held  
unenforceable, is found invalid, is statutorily disclaimed in  
whole or terminally disclaimed under 37 C.F.R. § 1.321(a), has  
all claims cancelled by a reexamination certificate, or is  
otherwise terminated prior to expiration of its statutory term,  
except for the separation of legal title as stated above.

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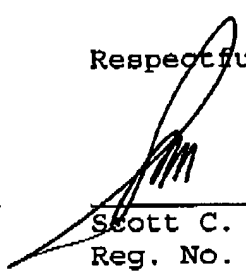
Assignee herein does not disclaim or otherwise affect any part  
of U.S. Patent No. 6,444,343.

This disclaimer runs with any patent granted on the above-  
referenced application and is binding upon the grantee, its  
successors or assigns.

Please charge any additional fees, or make any credits, to  
Deposit Account No. 06-1050, referencing Attorney Docket No.  
06618-408002.

Respectfully submitted,

Date: 8/8/05

  
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